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8 **UNITED STATES DISTRICT COURT**
9 EASTERN DISTRICT OF CALIFORNIA
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11 SALINA RUELAS,

Case No. 1:23-cv-00742-JLT-SAB

12 Plaintiff,

ORDER GRANTING STIPULATED
MOTION TO CONTINUE SCHEDULING
CONFERENCE

13 v.

(ECF Nos. 11, 23, 24)

14 CITY OF SANGER, et al.,

15 Defendants.

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17 On March 27, 2023, Plaintiff filed this action in the Superior Court of the State of
18 California, County of Fresno, Case No. 23CECG01152. (ECF No. 1.) The action was removed
19 to the Eastern District of California on May 12, 2023. (*Id.*) On September 21, 2023, the Court
20 adopted a recommendation to grant Defendants City of Sanger and Sanger Police Department's
21 motion to dismiss. (ECF No. 16.) On October 10, 2023, Plaintiff filed a first amended
22 complaint, and additionally returned an executed summons demonstrating Defendant Deshwan
23 Torrence was served on August 16, 2023. (ECF Nos. 17, 18.) On October 27, 2023, pursuant to
24 the parties' stipulation, Plaintiff filed a second amended complaint. (ECF No. 21.) On October
25 31, 2023, Defendants City of Sanger and Sanger Police Department filed an answer. (ECF No.
26 22.) A scheduling conference is currently set for November 30, 2023. (ECF No. 11.)

27 Defendant Deshwan Torrence has not appeared in the action, and Plaintiff has not moved
28 for entry of default against Defendant Deshwan Torrence. Therefore, on November 16, 2023,

1 the Court ordered Plaintiff to file a status report. (ECF No. 23.) On November 17, 2023,
2 Plaintiff filed a stipulated motion to continue the scheduling conference, signed by the appearing
3 parties. (ECF No. 24.) The filing proffers that the parties are informed Defendant J. Deshawn
4 Torrence is currently in the Fresno County Jail and is in the process of retaining counsel. The
5 parties request a forty-five (45) day continuance of the scheduling conference. The Court finds
6 good cause to grant the request.

7 Accordingly, IT IS HEREBY ORDERED that:

- 8 1. The scheduling conference currently set for November 30, 2023, at 1:30 p.m., is
9 CONTINUED to **January 25, 2024, at 10:30 a.m.**; and
10 2. The parties shall file a joint scheduling report at least seven (7) days prior to the
11 scheduling conference.

12 IT IS SO ORDERED.

13 Dated: November 20, 2023


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15 UNITED STATES MAGISTRATE JUDGE

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